

17236 U.S. PTO 012304

PLANT PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

22581 U.S. PTO 10/764060 012304

Docket No. : 51735/VGG/H320
Inventor : Barry Schlueter
Title : HIBISCUS ROSA-SINENSIS PLANT NAMED 'HEARTBEAT'
Express Mail Label No. : EV 327292420 US

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: January 23, 2004

1. X **Fee Transmittal Form** *(Submit an original and a duplicate for fee processing)*

2. **Application Comprised of**
 9 Specification, Claim and Abstract
2 x 4 sheets color drawing(s) (2 copies required of each view - 37 CFR 1.165(b))

Declaration and Power of Attorney

 X Newly executed (original or copy)
 Unexecuted declaration

3. **Applicant(s) Status Under 37 CFR § 1.27**

 Applicant(s) and any others associated with it/them under § 1.27(a) are a SMALL ENTITY

4. **Also Enclosed are**

 Plant Color Coding Sheet
 Preliminary Amendment
 X An Assignment with the Recordation Cover Sheet and the recordation fee are enclosed as separate papers
 37 CFR 3.73(b) Statement (when there is an assignee)
 Information Disclosure Statement (IDS)/PTO/SB/08A/B
 Copies of citations
 Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
 English Translation Document *(if applicable)*
 X Return Receipt Postcard (MPEP 503) (should be specifically itemized)
 Other

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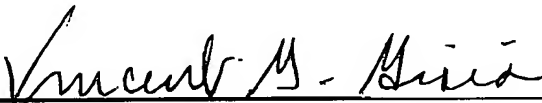
5. CORRESPONDENCE ADDRESS

CHRISTIE, PARKER & HALE, LLP, P.O. BOX 7068, PASADENA, CA 91109-7068
Customer Number: 23363

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By



Vincent G. Gioia
Reg. No. 19,959
626/795-9900

VGG/ib

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FILING FEE

Applicant Status: Applicant(s) is/are a large entity.

METHOD OF PAYMENT

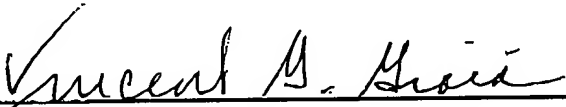
 X Check for the filing fee of \$530

 X The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the entire pendency of the application to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A copy of this letter is enclosed.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By



Vincent G. Gioia
Reg. No. 19,959
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VGG/llb
Enclosures

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